

REMARKS

Applicants respectfully traverse and request reconsideration.

Applicants wish to thank the Examiner for the notice that claims 1-9 and 11-14 have been allowed and that claim 15 would be allowable if rewritten or amended to overcome the objections. Applicants have amended claim 15 and as such, this claim is also in condition for allowance.

The Specification has been objected to and although Applicants respectfully traverse, claims have been incorporated into the Specification to provide antecedent basis.

Claim 10 stands rejected under 35 U.S.C. § 101 as allegedly being directed to non-statutory subject matter. Applicants submit that the digital storage medium as set forth in the Specification, does not include raw signals but to the contrary include things such as, but not limited to articles of manufacture that may be read only memory, random access memory, cache memory or other suitable memory (see Specification). Accordingly, Applicants respectfully request withdrawal of the rejection.

Claims 16-21 stand rejected under 35 U.S.C. §103(a) as allegedly being unpatentable over Kori. The office action on page 8 sets forth details for rejecting claims 16-18. However, Applicants respectfully note that the language being addressed in the rejection is language of already allowed claim 11 and not the language of claim 16. Apparently there has been a typographical error.

In order to expedite prosecution, Applicants assume claim 16 has been rejected and also note that claim 16 includes language from claim 12, for example that has also been allowed and is not taught or suggested by the Kori reference as set forth in Applicants' previous response. For example, claim 16 requires that stored digital video data does not include the embedded data

access parameter from the analog signal and processing the stored digital video data in accordance with the received indication of the data access restriction. Such an operation is not taught in the Kori reference since the recordal signal process, for example, of FIG. 8 does not store digital video data that does not include embedded data access parameter from the analog video signal. In fact, the mixer adds in video or copy protection information as part of the recordal process. Other differences will be recognized by those of ordinary skill in the art. Accordingly, claims 16-21 are believed to be in condition for allowance.

If the rejection is maintained, Applicants respectfully request a non-final action since the current office action appears to address claim language not present in claim 16.

Claim 22 stands rejected under 35 U.S.C. §102(e) as allegedly being anticipated by Kori. This action alleges that table FIG. 2B, bits 11 and/or 10 refer to first and second levels of content protection coding. Applicants respectfully submit that the claims state a different operation from Kori. For example, claim 22 requires processing received data wherein the content protection codings signify the first level of content protection, and independently of content protection coding in the received data, imposing on the processing system a requirement for received data to be subject to a second level of content protection. There is no processing based on a first level of content protection and independently imposing a second level of content protection. The cited portion actually refers to a first level of content protection. There is no independent imposition of a second level of content protection imposed on the processing system. As such, Applicants respectfully submit that the claims are in condition for allowance.

Applicants respectfully submit that the claims are now in condition for allowance and that a timely Notice of Allowance be issued in this case. If the Examiner believes that personal

communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at (312) 609-7599.

Respectfully submitted,

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